

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<u>MAR 05 2010</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>JUL 12 2000</u> under <u>66305</u> <u>sheet 10F2</u>

The applicant Bright Holland Co., a Nevada Corporation
4005 Quail Rock Lane of Reno
Street Address or PO Box City or Town
Nevada 89511 hereby make(s) application for permission to change the
State and ZIP Code

☒ Point of diversion
 ☒ Place of use
 ☒ Manner of use
 ☐ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

Proof 01278

1. The source of water is Rock Creek
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 469 acre-feet (117.4 acres per Proof 01278)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
4. The water heretofore used for Irrigation
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
NW ¼ SW ¼, Section 21, T.34N., R.23E., M.D.B. & M., or at a point bearing S. 69° 57' 32" W, a distance of 17,238.45 feet from the E ¼ Corner of Section 14, said Township & Range. Refer to map filed under Application 66305 for proposed point of diversion
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
SW ¼ NE ¼, Section 27, T.34N., R.23E., M.D.B. & M., or at a point bearing S. 14° E., a distance of 1460 feet from the N ¼ Corner of said Section 27. Please refer to map filed under Proof 01278 and Application 66305

24-11-12

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

See Attachment "A" and map filed under Application 66305 for proposed place of use

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

4 acres - SW ¼ NE ¼, 40 acres - SE ¼ NE ¼, 8 acres - NW ¼ SE ¼, 35 acres - NE ¼ SE ¼ all in Section 35, T.34N., R.23E., M.D.B. & M.; 19.4 acres - SW ¼ NW ¼, 11 acres - NW ¼ SW ¼ all in Section 36, T.34N., R.23E., M.D.B. & M. Please refer to map filed under Proof 01278 for existing place of use

9. Proposed use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Existing use permitted from January 1 to December 30 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

New diversion structure across Rock Creek then via and existing drainage and pipeline to the place of use.

12. Estimated cost of works \$150,000.00

13. Estimated time required to construct works Three (3) years

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Five (5) years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

This application is being filed to change the point of diversion and place of use of Proof 01278 to allow it to be used on the Applicant's property. Water will be commingled with other Rock Creek water rights and along with other sources.

16. Miscellaneous remarks:

Original change application filed in 2000 (Application 66305). This application is being filed as a result of recent NV Supreme Court ruling affecting the status of water right applications filed prior to 2003.

gregb@tecreno.com

E-mail Address

(775) 352-7800 ext 227

Phone No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Gregory M. Bilyeu

Type or print name clearly

Signature, applicant or agent

TEC Civil Engineering Consultants

Company Name

9480 Double Diamond Parkway, Suite 200

Street Address or PO Box

Reno, NV 89521

City, State, ZIP Code

Revised 07/09

\$200 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION

ATTACHMENT "A"

7. Proposed Place of Use

117.4 acres within the following subdivisions:

E ½, Section 11, T.34N., R.23E., M.D.B. & M.
NE ¼ NW ¼, Section 12, T.34N., R.23E., M.D.B. & M.
W ½ W ½, Section 12, T.34N., R.23E., M.D.B. & M.
W ½ W ½, Section 13, T.34N., R.23E., M.D.B. & M.
E ½, Section 14, T.34N., R.23E., M.D.B. & M.
E ½, Section 23, T.34N., R.23E., M.D.B. & M.
W ½ NW ¼, Section 24 T.34N., R.23E., M.D.B. & M.
NE ¼ NW ¼, Section 24 T.34N., R.23E., M.D.B. & M.
SW ¼, Section 24 T.34N., R.23E., M.D.B. & M.
SW ¼ SE ¼, Section 24 T.34N., R.23E., M.D.B. & M.
NW ¼, Section 25 T.34N., R.23E., M.D.B. & M.
W ½ NE ¼, Section 25 T.34N., R.23E., M.D.B. & M.
N ½ SW ¼, Section 25 T.34N., R.23E., M.D.B. & M.
NW ¼ SE ¼, Section 25, T.34N., R.23E., M.D.B. & M.
NE ¼, Section 26, T.34N., R.23E., M.D.B. & M.
NE ¼ SE ¼, Section 26, T.34N., R.23E., M.D.B. & M.